

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

STEVEN A. KEGEL

Plaintiff,

vs.

BROWN & WILLIAMSON TOBACCO
CORPORATION; R.J. REYNOLDS
TOBACCO CO.; *et al.*,

Defendants.

Case No.: 3:06-cv-00093-LRH (VPC)

STIPULATION TO EXTEND TIME FOR
PLAINTIFF TO FILE HIS OPPOSITION
TO DEFENDANTS' MOTION TO
AMEND SEPTEMBER 25, 2009
ORDER TO INCLUDE STATEMENT
PREScribed BY 28 USCA 1292(b)
[FIRST REQUEST] : ORDER

Pursuant to Local Rules 6-1 and 7-1, Plaintiff Steven Kegel and Defendants Brown & Williamson Tobacco Corporation, Brown & Williamson Tobacco Corporation Short Term Disability Plan For Salaried Employees; Brown & Williamson Tobacco Corporation Welfare & Fringe Benefit Plan; Retirement Plan For Salaried Employees Of Brown & Williamson Tobacco Corporation and Certain Affiliates; R.J. Reynolds Tobacco Company; Brown & Williamson Tobacco Corporation/Reynolds American Inc. Special Severance Benefits; and RAI Employee Benefits Committee hereby **STIPULATE** and **AGREE** to an additional amount of time for Plaintiff Steven Kegel to file his Opposition to Defendants' Motion to Amend September 25, 2009 Order to Include Statement Prescribed by 28 USCA 1292(b) to and including November 17, 2009.

1 Although Plaintiff's counsel have been arduously working on the Opposition, due to the
2 complexity of the issues and Plaintiff's counsels' calendars, they are unable to complete the
3 Opposition by the current deadline.

4 The parties state that the present Stipulation for Extension of Time is made in good
5 faith, not for purpose of delay, and there is good cause for the extension.

6 | ROSE LAW OFFICE

MORRIS & PETERSON

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9 By: *[Signature]*
10 SEAN P. ROSE, ESQ.
11 Nevada Bar No. 5472
12 150 Huffaker Lane, Suite 101
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Attorney for Plaintiff
Steven Kegel

By: /s/Suellen Fulstone (with permission)
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Attorney for Defendants
Brown & Williamson, et al./
R.J. Reynolds Tobacco
Company, et al.

IT IS SO ORDERED.

LARRY R. HICKS
UNITED STATES DISTRICT JUDGE